

ORDINANCE NO. 2001 - 047

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989 COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 89-17, AS AMENDED; AMENDING THE **ECONOMIC ELEMENT** (TO REVISE AND UPDATE WITH REGARDS TO THE AGRICULTURAL RESERVE TIER AND ECONOMIC DEVELOPMENT); AND AMENDING ALL ELEMENTS AS NECESSARY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE 1989 COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on August 31, 1989, the Palm Beach County Board of County Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-17; and

WHEREAS, the Palm Beach County Board of County Commissioners amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners have initiated amendments to several elements of the Comprehensive Plan in order to promote the health, safety and welfare of the public of Palm Beach County; and

WHEREAS, the Palm Beach County Local Planning Agency conducted its public hearings on February 2, 9, 23 and March 9, 2001 to review the proposed amendments to the Palm Beach County Comprehensive Plan and made recommendations regarding the proposed amendments to the Palm Beach County Board of County Commissioners pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners, as the governing body of Palm Beach County, conducted a public hearing pursuant to Chapter 163, Part II, Florida Statutes, on March 26 and April 10, 2001 to review the recommendations of the Local Planning Agency, whereupon the Board of County Commissioners authorized transmittal of proposed amendments to the Department of Community Affairs for review and comment pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, Palm Beach County received on July 1, 2001 the Department of Community Affairs "Objections, Recommendations, and Comments Report," dated June 29, 2001 which was the Department's written review of the proposed Comprehensive Plan amendments; and

WHEREAS, the written comments submitted by the Department of

1 Community Affairs contained no objections to the amendments contained
2 in this ordinance;

3 WHEREAS, on August 27, 2001 the Palm Beach County Board of County
4 Commissioners held a public hearing to review the written comments
5 submitted by the Department of Community Affairs and to consider
6 adoption of the amendments; and

7 WHEREAS, the Palm Beach County Board of County Commissioners has
8 determined that the amendments comply with all requirements of the
9 Local Government Comprehensive Planning and Land Development
10 Regulations Act.

11 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
12 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

13 Part I. Amendments to the 1989 Comprehensive Plan

14 Amendments to the text of the following Element of the 1989
15 Comprehensive Plan are hereby adopted and attached to this Ordinance
16 in Exhibit 1:

- 17 A. Economic Element, To revise and update with regards to the
18 Agricultural Reserve Tier and economic development; and
19 B. Amending all elements as necessary for internal
20 consistency.

21 Part II. Repeal of Laws in Conflict

22 All local laws and ordinances applying to the unincorporated area
23 of Palm Beach County in conflict with any provision of this ordinance
24 are hereby repealed to the extent of such conflict.

25 Part III. Severability

26 If any section, paragraph, sentence, clause, phrase, or word of
27 this Ordinance is for any reason held by the Court to be
28 unconstitutional, inoperative or void, such holding shall not affect
29 the remainder of this Ordinance.

30 Part IV. Inclusion in the 1989 Comprehensive Plan

31 The provision of this Ordinance shall become and be made a part
32 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the
33 Ordinance may be renumbered or relettered to accomplish such, and the
34 word "ordinance" may be changed to "section," "article," or any other
35 appropriate word.
36

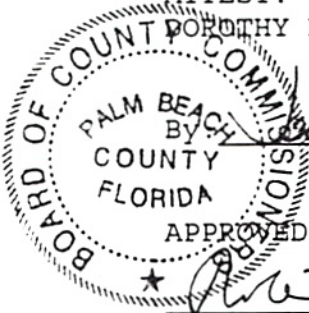
1 Part V. Effective Date

2 The effective date of this plan amendment shall be the date a
3 final order is issued by the Department of Community Affairs or
4 Administration Commission finding the amendment in compliance in
5 accordance with Section 163.3184, Florida Statutes, whichever occurs
6 earlier. No development orders, development permits, or land uses
7 dependent on this amendment may be issued or commence before it has
8 become effective. If a final order of noncompliance is issued by the
9 Administration Commission, this amendment may nevertheless be made
10 effective by adoption of a resolution affirming its effective status,
11 a copy of which resolutions shall be sent to the Department of
12 Community Affairs, Bureau of Local Planning, 2555 Shumard Oak
13 Boulevard
14 Tallahassee, Florida 32399-2100.

15 **APPROVED AND ADOPTED** by the Board of County Commissioners of
16 Palm Beach County, on the 27 day of August, 2001.

17 ATTEST:
18 ROBERT H. WILKEN, Clerk

18 PALM BEACH COUNTY, FLORIDA,
19 BY ITS BOARD OF COUNTY COMMISSIONERS



20 By [Signature] Deputy Clerk By [Signature]
21 Warren H. Newell, Chairman

22 APPROVED AS TO FORM AND LEGAL SUFFICIENCY

23 [Signature]
24 COUNTY ATTORNEY

25 Filed with the Department of State on the 6th day of
26 September, 2001

EXHIBIT 1

A. Economic Element, Economic Agricultural Reserve Revisions

REVISIONS: To revise and update with regards to the Agricultural Reserve Tier and economic development. The revisions are numbered below, and shown with the added text underlined, and the deleted text ~~struck-out~~.

Objective 1.1 Balanced Economic Growth Implementation

1. REVISED Policy 1.1-a:

~~The County shall identify and pursue funds to buy development rights.~~

The County shall purchase land, as well as acquire development rights, for the preservation of agricultural land in the Agricultural Reserve Tier.

OBJECTIVE 1.4 Increased Opportunity for Small Business Enterprises

2. REVISED Policy 1.4-a:

The County shall maintain staffing within the Office of Small/ Minority /Women Business Assistance (commonly referred to as the Office of Small Business Assistance: OSBA) ~~Enterprise (MAWBE)~~, which shall be responsible for collecting, developing and disseminating information related to small business opportunities, and minority and women business enterprises, and developing measurable targets for success and an annual monitoring program.

OBJECTIVE 1.5 Minimize Local Tax Burden on Taxpayers while Funding Facilities and Services Needed to Support Economic Growth

3. REVISED Policy 1.5-b:

The Business Development Board ~~Planning Division~~ shall encourage studies to be conducted to determine the effect of increased fees/taxes on business attraction and retention. It may be appropriate to revise fiscal policies if such studies reveal the total burden is significantly detrimental to the County's economy.

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on August 31, 200
DATED at West Palm Beach, FL on 8/31/01
DOROTHY H. WILKEN, Clerk
By: Melanie Brown D.C.